

July 7, 2005

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS**

**MINUTES**

**THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE EXECUTIVE COMMITTEE. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.**

The Executive Committee of the Southern California Association of Governments held its meeting at the SCAG offices downtown, Los Angeles. The meeting was called to order by the President Toni Young, Councilmember, City of Port Hueneme. There was a quorum.

**Committee Members Present**

Councilmember Toni Young	President
Mayor Pro Tem Ron Roberts	Immediate Past President
Councilmember Richard Dixon	Chair, Admin Committee
Councilmember Deborah Robertson	Chair, CEHD
Supervisor Yvonne Burke	1 <sup>st</sup> Vice President
Councilmember Lee Ann Garcia	Chair TCC

**Committee Members Not Present**

Councilmember Margaret Clark	Chair, EEC
Supervisor Gary Ovitt	2 <sup>nd</sup> Vice President

**Staff Present**

Mark Pisano, Executive Director  
Jim Gosnell, Deputy Executive Director  
Heather Copp, Chief Financial Officer  
Colin Lennard, General Counsel  
Karen Tachiki, Chief Counsel  
Hasan Ikhrata, Director, Planning & Policy  
Keith Killough, Director, Information Services  
Shelia Stewart, Executive Assistant

- |            |                                     |                        |
|------------|-------------------------------------|------------------------|
| <b>1.0</b> | <b><u>CALL TO ORDER</u></b>         | <b>President Young</b> |
|            |                                     | <b>Chair</b>           |
| <b>2.0</b> | <b><u>PUBLIC COMMENT PERIOD</u></b> |                        |

There were no comments presented at this time.

### **3.0 DISCUSSION/ACTION ITEMS**

#### **3.1 Approval Items**

##### **3.1.1 Approval of June 2, 2005 Minutes**

It was MOVED (Garcia), SECONDED (Dixon) and UNANIMOUSLY APPROVED

##### **3.1.2 Review of Legislative Day in Sacramento**

Don Rhodes, Manager, Government Affairs, reported that the Legislative Day in Sacramento was very successful. President Young, Councilmember Robertson as well as Mark Pisano and Don Rhodes met with approximately 22 key members & staff of the Legislature. He also stated that \$1.3 billion in transportation funds (Prop 42 funds) will be included as part of the budget currently being reviewed.

A resolution to Members of Congress Urging passage of the Transportation Reauthorization Measure will be presented to the Regional Council for adoption.

##### **3.1.3 Review of Federal Transportation Reauthorization**

John Kline, stated that there wasn't much to report on, however staff for the House & Senate Committees have been meeting everyday and will continue to meet through the course of the 19 day extension. He stated that there is still a considerable amount of debate on the minimum guarantee, but not much discussion on the bottom-line number.

There was nothing to report in terms of where things are going with regards to CMAQ funding, planning monies, innovative financing, as well as public-private ventures. He will continue to monitor and report back to SCAG.

##### **3.1.4 Review of Issues for August 4, 2005 Executive Committee Meeting**

Mark Pisano reported that there will probably be a couple of contracts presented to the Executive Committee for review and approval in August. He also stated that President Young wanted the EC to review and discuss a strategy with regard to policy committee and task force assignments as well as member participation. Karen Tachiki, Chief Counsel, stated that there would also be a legislative item, just in case legislative issue arise that the EC will have to act upon. The Executive Committee decided to meet @ 10:00 a.m. on August 4, 2005

#### **4.0 REVIEW OF REGIONAL COUNCIL AGENDA**

Mark Pisano highlighted the Administration Committee report. Councilmember Robertson stated that she would request that item 4.1 regarding DBE Goals and Methodology for FY 2005-06 be pulled for discussion.

Councilmember Robertson stated that she appreciated the methodology and the way the formula had been utilized, but it appeared that SCAG change the goals due to nonparticipation in prior years. She was concerned that over the last 2 years the goals have were met, and wanted to know why was it so difficult to meet the goals. Specifically when SCAG is within an environment especially in the LA area, where there are large number of DBE's small business enterprises that specialize in technical areas. She requested that reasonable goals be set rather lowering them, and if they're not met staff should report back with reasons as to why the goals were not met.

Heather Copp, CFO, gave a brief update on ICAP and the HDR issue. She stated that SCAG had to meet 2 criteria. The first was to get an approved ICAP, which was completed one month earlier. With regard to resolution of the HDR issue. Ms. Copp is currently working with Caltrans. She noted that there was a consensus on language to be incorporated into a letter, however the language will have to be reviewed by their legal counsel.

#### **5.0 EXECUTIVE DIRECTOR'S REPORT**

Mark Pisano stated that his report was emailed prior to the meeting. He gave a brief report on the SCAG Director's off-site retreat. A facilitator was invited in which a survey was conducted amongst the directors as well as Regional Council. The results of the survey were forwarded by the consultant. Mr. Pisano stated that copies were distributed to the Executive Committee and is also available for Regional Council members as well.

He also reported that he and Jim Gosnell reviewed the overall operation of SCAG. Recommendations were received from Barbara Musselman, acting interim director. It was concluded that there were some policy functions in area of finance that the CFO had a willingness to participate in. The objective would be to move some of the financial planning to the finance department for purposes of reviewing internal and external finance in some of the innovative financing activities. In addition a Intergovernmental Relations Division will be re-established that previously known as the Governmental Affairs department.

#### **6.0 CLOSED SESSION**

It was MOVED (Dixon), SECONDED (Robertson) and UNANIMOUSLY APPROVED to enter into closed session to discuss the Performance Evaluation of Executive Director Pursuant to Government Code Section 54957A(2).

6.1 Performance Evaluation of Executive Director Pursuant to Government Code Section 54957A(2)

The recommendation will be presented to the Regional Council for approval.

**7.0 LEGAL COUNSEL REPORT**

**7.1 Closed Session**

- Reconsideration of Prior Board of Control Decision on; Statutes 1980, Chpt. 1143  
Claim No. 3929 Before the Commission on State Mandates  
(Regional Housing Needs Determination Cost Reimbursement – Council of Governments)  
Conference with Legal Counsel pursuant to Government Code section §54956.9  
Pending Litigation (one potential case)
- Morrison v. SCAG  
Morrison v. Southern California Association of Governments et al. Superior Court, Los Angeles County, Case No. BC 312066  
Conference with Legal Counsel Government Code section 54956.9(a)

No closed session held on this matter.

- Havens v. SCAG  
Havens v. Southern California Association of Governments, Los Angeles County, Case No. BC 324931  
Conference with Legal Counsel re: pending litigation  
Pursuant to Government Code section 54956.9(a)

No closed session held on this matter.

**8.0 ADJOURNMENT**

The next meeting is scheduled for August 4, 2005.

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Mark Pisano, Executive Director